

Message Text

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70
ACTION L-03

INFO OCT-01 EUR-12 ISO-00 CPR-01 SCA-01 SCS-03 INR-07 SS-15

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R 221405Z JUL 75
FM AMEMBASSY BERLIN
TO SECSTATE WASHDC 1107
INFO AMEMBASSY LONDON
AMEMBASSY PARIS
AMEMBASSY BONN
AMEMBASSY BRUSSELS
AMEMBASSY MOSCOW
USMISSION NATO
USMISSION USBERLIN

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5. GROVE RESPONDED THAT THE US DID NOT CONSIDER A CONSULAR CONVENTION AN APPROPRIATE DOCUMENT IN WHICH TO ADDRESS POLITICAL MATTERS, AND IT WAS THEN AGREED BY BOTH SIDES TO SHELF THE MATTER FOR FURTHER CONSIDERATION AT A LATER TIME, AND TO PROCEED WITH THE OTHER PROVISIONS OF THE CONSULAR TREATY. IN CONNECTION WITH THE DISCUSSION OF DEFINITION OF NATIONALITY, IT WAS ALSO DECIDED TO POSTPONE ANY FURTHER CONSIDERATION OF THE TREATMENT OF JURIDICAL PERSONS UNDER THE CONVENTION (GR ART. I (3)), SINCE A DEFINITION OF "JURIDICAL PERSON" IS DIRECTLY TIED IN WITH THE PROPOSED DEFINITION OF "CITIZENSHIP OF THE SENDING STATE."

6. WHILE NO DIRECT THREAT WAS MADE BY THE GDR SIDE TO WITHDRAW ITS AGREEMENT ON THE DUAL NATIONALITY PROVISIONS OF ARTICLE 35 OF THE US DRAFT, RELATING TO THE PROTECTION OF PERSONS WHO ARE ARRESTED, DETAINED OR OTHERWISE LIMITED IN THEIR PERSONAL FREEDOM BY THE RECEIVING STATE,
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THE GDR SIDE RAISED THIS AS AN EXAMPLE OF THE US NEED TO INCLUDE A SPECIAL REFERENCE TO DETERMINATION OF CITIZENSHIP IN EXECUTING CERTAIN PROVISIONS OF THE TREATY. THE SAME APPROACH WAS MADE BY THE GDR IN DEALING WITH THE DRAFT ARTICLE

ON NATIONALITY OF CONSULAR OFFICERS, A PROVISION
THAT WAS ALSO BRACKETED AND RESERVED FOR FURTHER
DISCUSSION.

7. COMMENT: IN GENERAL THE INITIAL DISCUSSIONS WERE
CONSTRUCTIVE, ALBEIT PROTRACTED TO THE EXTENT OF
Tedium. AMBASSADOR KLOBES AND HIS DELEGATION WERE
EXTREMELY COURTEOUS AND HOSPITABLE THROUGHOUT. THE
GDR APPROACHED RELATIVELY MINOR ISSUES WITH A
CONSIDERABLE AMOUNT OF CONCENTRATED DISCUSSION AND AS A RESULT
THE PACE DURING THIS FIRST DAY OF TALKS WAS SLOW. COOPER

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<< END OF DOCUMENT >>

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